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Patent  
Attorney's Docket No. 012712-652

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of )  
Randolph J. NOELLE )  
Application No.: 09/223,634 ) Group Art Unit: 1614  
Filed: December 31, 1998 ) Examiner: Unassigned  
For: TREATMENT OF T CELL MEDIATED )  
AUTOIMMUNE DISORDERS )

**TRANSMITTAL LETTER FOR MISSING PARTS OF APPLICATION**

**BOX: MISSING PART**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In complete response to the Notice to File Missing Parts of Application Under 37 C.F.R. § 1.53(e) dated February 4, 1999, enclosed please find:

- a Combined Declaration and Power of Attorney signed by the inventor(s) and the surcharge of [X] \$65.00 [ ] \$130.00 as set forth in 37 C.F.R. § 1.16(e);
- Note that the inventor(s) identified on the currently filed Combined Declaration and Power of Attorney are different than listed on the application filing papers.
- a Declaration Claiming Small Entity Status;
- a Petition for Extension of Time;
- a verified English translation of the Application, and the \$130.00 fee as set forth in 37 C.F.R. § 1.17(k);
- an Assignment document and the \$40.00 Assignment Recording Fee;
- other \_\_\_\_\_;
- a check in the amount of \$ 105.00 for the fee due; and
- charge \$ \_\_\_\_\_ to Deposit Account No.02-4800 for the fee due.

Transmittal Letter for Missing Parts of Application  
Application No. 09/223,634  
Attorney's Docket No. 012712-652  
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The Commissioner is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in triplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

P.O. Box 1404  
Alexandria, Virginia 22313-1404  
(703) 836-6620

By: *Robin L. Teskin*  
Robin L. Teskin  
Registration No. 35,030

Date: March 9, 1999

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

Randolph J. NOELLE

Application No.: 09/223,634

Filed: December 31, 1998

For: TREATMENT OF T CELL  
MEDIATED AUTOIMMUNE  
DISORDERS



) Group Art Unit: 1614

) Examiner: Unassigned

**TRANSMITTAL OF VERIFIED STATEMENT CLAIMING  
SMALL ENTITY STATUS - NONPROFIT ORGANIZATION**

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

Transmitted herewith is a Verified Statement (Declaration) Claiming Small Entity Status, duly executed by the Assignee of the above-identified patent application.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

Date: March 9, 1999

By: \_\_\_\_\_

A handwritten signature in black ink, appearing to read "Robin L. Teskin".

Robin L. Teskin  
Registration No. 35,030

P.O. Box 1404  
Alexandria, Virginia 22313-1404  
(703) 836-6620



UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office  
Address: COMMISSIONER OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

APPLICATION NUMBER

FILING/RECEIPT DATE

FIRST NAMED APPLICANT

ATTORNEY DOCKET NO/TITLE

09/223,634 12/31/98 NOELLE

R-1 012712-652

0262/0204

E. JOSEPH GESS  
BURNS DUANE SWECKER & MATHIS  
PO BOX 1404

ALEXANDRIA VA 22313-1404

NOT ASSIGNED

1614

BEST AVAILABLE COPY

DATE MAILED:

02/04/99

MAR 09 1999

## NOTICE TO FILE MISSING PARTS OF APPLICATION

## Filing Date Granted

An Application Number and Filing Date have been assigned to this application. The items indicated below, however, are missing. Applicant is given TWO MONTHS FROM THE DATE OF THIS NOTICE within which to file all required items and pay fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a). If any of items 1 or 3 through 5 are indicated as missing, the SURCHARGE set forth in 37 CFR 1.16(e) of  \$65.00 for a small entity in compliance with 37 CFR 1.27, or  \$130.00 for a non-small entity, must also be timely submitted in reply to this NOTICE to avoid abandonment.

If all required items on this form are filed within the period set above, the total amount owed by applicant as a small entity (statement filed)  non-small entity is \$ 65.00

1. The statutory basic filing fee is:  
 missing.  
 insufficient.

Applicant must submit \$    to complete the basic filing fee and/or file a small entity statement claiming such status (37 CFR 1.27).

2. Additional claim fees of \$   , including any multiple dependent claim fees, are required.

\$    for independent claims over 3.

\$    for dependent claims over 20.

\$    for multiple dependent claim surcharge.

Applicant must either submit the additional claim fees or cancel additional claims for which fees are due.

3. The oath or declaration:

is missing or unexecuted.  
 does not cover the newly submitted items.  
 does not identify the application to which it applies.  
 does not include the city and state or foreign country of applicant's residence.

An oath or declaration in compliance with 37 CFR 1.63, including residence information and identifying the application by the above Application Number and Filing Date is required.

4. The signature(s) to the oath or declaration is/are by a person other than inventor or person qualified under 37 CFR 1.42, 1.43 or 1.47.

A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.

5. The signature of the following joint inventor(s) is missing from the oath or declaration:

An oath or declaration in compliance with 37 CFR 1.63 listing the names of all inventors and signed by the omitted inventor(s) identifying this application by the above Application Number and Filing Date, is required.

6. A \$50.00 processing fee is required since your check was returned without payment (37 CFR 1.2(m)).

7. Your filing receipt was mailed in error because your check was returned without payment.

8. The application does not comply with the Sequence Rules.

See attached "Notice to Comply with Sequence Rules 37 CFR 1.821-1.825".

9. OTHER:

Direct the reply and any questions about this notice to "Attention: Box Missing Parts."

A copy of this notice **MUST** be returned with the reply.